

STATEMENT OF CONSIDERATION RELATING TO
907 KAR 15:085

Department for Medicaid Services
Not Amended After Comments

(1) A public hearing regarding 907 KAR 15:085 was not requested and; therefore, not held.

(2) The following individual submitted written comments regarding 907 KAR 15:085:

| | |
|--|---|
| <u>Name and Title</u> | <u>Organization/Agency/Other Entity</u> |
| Kathy Adams, Director of Public Policy | Children's Alliance |

(3) The following individual from the promulgating agency responded to comments received regarding 907 KAR 15:085:

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|-------------------------------------|---|
| <u>Name and Title</u> | <u>Organization/Agency/Other Entity</u> |
| Stuart Owen, Regulation Coordinator | Department for Medicaid Services |

SUMMARY OF COMMENTS AND AGENCY'S RESPONSES

(1) Subject: Service Planning

(a) Comment: Kathy Adams, Director of Public Policy, Children's Alliance, stated the following:

"Page 10, line 2, Section 2(7)(f) Does not include "service planning" yet it is included in 907 KAR 15:020. Recommend that a rate for this service be included for service planning if this service can be provided by a CDTC."

(b) Response: The Department for Medicaid Services (DMS) does not cover service planning in a chemical dependency treatment center setting.

(2) Subject: Add a No Duplication of Services Section

(a) Comment: Kathy Adams, Director of Public Policy, Children's Alliance, stated the following:

"Page 11, line 8, Recommend that a 'No Duplication of Services Section consistent with other DMS regulations specific to reimbursement provisions and requirements

regarding behavioral health services, be added to this regulation as Section 5 and that the current Section 5 be renumbered as Section 6.”

(b) Response: The companion administrative regulation to 907 KAR 15:085 is 907 KAR 15:080, Coverage provisions and requirements regarding outpatient chemical dependency treatment center services, contains a “No Duplication of Service” section (Section 5). The Legislative Research Commission, when reviewing administrative regulations, reviews for redundancy and removes or advises promulgating agencies (such as DMS) to delete redundant requirements. As this subject is addressed in 907 KAR 15:080 DMS did not repeat the requirement in 907 KAR 15:085.

SUMMARY OF STATEMENT OF CONSIDERATION
AND
ACTION TAKEN BY PROMULGATING ADMINISTRATIVE BODY

The Department for Medicaid Services (DMS) has considered the comments received regarding 907 KAR 15:085 and is not amending the administrative regulation.